

Committee Room,
Austin, Texas, January 27, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, Your Committee on Enrolled Bills have had S. B. No. 62 carefully examined and compared, and find the same correctly enrolled, and have this day, at 3 o'clock p. m., presented same to the Governor for her approval.

FLOYD, Chairman.

FOURTEENTH DAY.

Senate Chamber,
Austin, Texas,
Thursday, January 29, 1925.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Real.
Fairchild.	Reid.
Floyd.	Russek.
Hardin of Erath.	Smith.
Holbrook.	Strong.
Lewis.	Stuart.
Miller.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Wood.
Parnell.	Woodward.

Absent.

Hardin of Kaufman.Witt.

Absent—Excused.

Bailey.

Prayer by Bishop Moore.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Davis.

Bills and Resolutions.

By Senator Stuart.

S. B. No. 173, A bill to be entitled "An Act amending Section 2, Chapter 29, General Laws of the Thirty-eighth Legislature, enacted at the Third Called Session thereof, so as to add the words "in contemplation of death" to the clause levying a tax upon property passing by deed, grant,

sale or gift made or intended to take effect in possession or enjoyment after the death of the grantor or donor."

Read first time and referred to Committee of Civil Jurisprudence.

By Senator Wirtz, et al.

S. B. No. 174, A bill to be entitled "An Act making the people secure in their persons, houses, papers and possessions from all unlawful and unreasonable seizures or searches; making it unlawful in the trial of any court within this State to introduce evidence obtained or testimony secured by or through an unlawful or unreasonable seizure or search made by or under the direction of any peace officer, State Ranger, or any other person; providing for a penalty when making an unlawful search, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senators Parr and Parnell:

S. B. No. 175, A bill to be entitled "An Act to permit the issuance to, and use by Senators and members of the House of Representatives and their families, of free railroad transportation and sleeping car accommodations."

Read first time and referred to Committee on State Affairs.

By Senator Holbrook.

S. B. No. 176, A bill to be entitled "An Act making it a felony to withdraw collateral pledged to a bank on a trust, or other form of receipt, and when so withdrawn to use, sell, repledge or otherwise dispose of same for any other purpose than that of paying the indebtedness; or to fail or refuse to return collateral so withdrawn on a trust, or other form of receipt, on demand, or in lieu thereof, to make to the pledges a cash payment equivalent to the full value of said collateral, or should said collateral exceed in value the indebtedness it secures, to fail or refuse to make a cash payment to the pledges equal to the full amount of said indebtedness; making the proof of certain facts prima facie evidence of criminal intent, but giving the State the right to prove intent in addition thereto by any competent evidence; relieving the State from the necessity of proving that a person when acting in a representative capacity so withdrawing said collateral and

using same unlawfully, derived any personal benefit or profit from said transaction; providing penalties for the violation thereof and repealing all laws or parts of laws contrary to be inconsistent herewith; provided, however, that nothing in this Act shall be taken or intended to affect any prosecution which was pending in any court at the date of the passage of this Act.

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Moore of Cooke, et al.
S. B. No. 177, A bill to be entitled "An Act to amend Article 1984a, Title 37, Chapter 14, of the Acts of the Regular Session of the Legislature of 1913, so as to provide that causes may be submitted on special issues upon the request of both parties in writing, and providing further that a court upon the written request of either party shall define in its charge to the jury the legal effect of the findings of the jury on any special issue submitted to it, and providing further that counsel shall have the right to discuss the legal effect of such findings to the jury and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Moore of Cooke, et al.
S. B. No. 178, A bill to be entitled "An Act to amend Article 5214, of the Revised Civil Statutes of 1911 of the State of Texas, relating to juries in the district court and providing that nine members of a jury in civil cases in district court may return a verdict upon each of said nine members signing such verdict, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Smith:

S. B. No. 179, A bill to be entitled "An Act to create the White Pond Common County Line School District in Fisher and Jones Counties, Texas, including therein the present White Pond Common County School District No. 5 in Fisher and Jones counties; providing a board of trustees therefor, vesting said county line school district board of trustees with all the rights, powers, privileges and duties conferred upon common county line schools districts incorporated under the General Laws of Texas; and providing for a board of trustees to serve

until the time for the next election of school trustees as provided by General Law; conferring upon Fisher County jurisdiction over the said district; providing for the validation of all contracts, bonds or other indebtedness and tax levies of the present Common County Line District No. 5, as subsisting obligations and acts of the White Pond Common County Line districts, as created by the Act, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Murphy and Davis:

S. B. No. 180, A bill to be entitled "An Act providing that any foreign corporation not having a permit to do business in Texas, and lawfully owning stock of a corporation organized under the laws of Texas, may vote said stock and participate in the management and control of such corporation as other stockholders, subject to all laws, rules and regulations governing Texas corporations and limiting the number of domestic corporations in which such rights may be exercised by such foreign corporations, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Stuart:

S. B. No. 181, A bill to be entitled "An Act declaring that Tarrant County Water Improvement District No. 1 has heretofore been duly and regularly established as a defined water improvement district in accordance with the provisions of Chapter 87, Acts of the Thirty-fifth Legislature and Acts additional thereto or amendatory thereof; defining the boundaries of said district; granting said district a special law for its local government; defining its powers; prescribing its duties and liabilities; providing for the election of directors of said district and vesting in them the management and control of all the business and property of said district; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Mining, Irrigation and Drainage.

By Senator Hardin of Erath:

S. B. No. 182, A bill to be entitled "An Act to amend Section 52 of Article 30 of Title 5 of the Revised Civil Statutes of Texas, as amended by Chapter 100 of the General Laws of the State of Texas passed by the

Thirty-eighth Legislature at its Regular Session, changing the time of holding the terms of the district court of the Fifty-second Judicial District of Texas; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senator Davis:

S. B. No. 183, A bill to be entitled "An Act making appropriations for the support and maintenance of the State government for the two year period beginning September 1, 1925, and ending August 31, 1927, and for other purposes, and prescribing certain regulations and restrictions in respect thereto; and declaring an emergency."

Read first time and referred to Committee on Finance.

By Senator Witt:

S. B. No. 184, A bill to be entitled "An Act to amend Article 4980, Chapter 1, Title 72 of the 1911 Revised Civil Statutes of the State of Texas by providing that all written contracts whatsoever, which may in any way directly or indirectly violate the preceding Article by stipulating for a greater rate of interest than 8 per cent per annum shall be void, and providing that all laws, or parts of laws in conflict herewith are hereby repealed."

Read first time and referred to Committee on Civil Jurisprudence.

Senate Bill No. 138—Re-referred.

Senator Floyd moved to re-refer S. B. No. 138 to the Committee on Civil Jurisprudence.

The motion was adopted.

Senate Bill No. 128—Re-Referred.

Senator Fairchild moved that S. B. No. 128 be re-referred to Committee on Civil Jurisprudence.

The motion was adopted.

Motion to Reconsider Vote on S. C. R. No. 13.

Senator Smith moved to reconsider the vote by which the Senate refused to adopt S. C. R. No. 13, on yesterday.

The motion to reconsider was adopted, by the following vote:

Yeas—17.

Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Miller.	Triplett.
Moore of Hunt.	Ward.
Murphy.	Wirtz.
Pollard.	Witt.
Price.	Woodward.
Reid.	

Nays—12.

Berkeley.	Lewis.
Bledsoe.	Moore of Cooke.
Bowers.	Parnell.
Davis.	Parr.
Hardin of Kaufman.	Real.
Holbrook.	Wood.

Absent.

Stuart.

Absent—Excused.

Bailey.

Action recurred on S. C. R. No. 13, and the same was adopted by the following vote:

Yeas—15.

Floyd.	Smith.
Hardin of Erath.	Strong.
Miller.	Triplett.
Moore of Hunt.	Ward.
Murphy.	Wirtz.
Pollard.	Witt.
Price.	Woodward.
Reid.	

Nays—12.

Berkeley.	Holbrook.
Bledsoe.	Lewis.
Bowers.	Moore of Cooke.
Davis.	Parnell.
Fairchild.	Parr.
Hardin of Kaufman.	Wood.

Absent.

Real.	Stuart.
Russek.	

Absent—Excused.

Bailey.

Morning call concluded.

Message From the House.

Hall of the House of Representatives, Austin, Texas, January 28, 1925.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

H. B. No. 13, A bill to be entitled "An Act prohibiting the marriage of any person infected with syphilis; gonococcus infection or chancroid; requiring the male applicant for marriage license to submit certificate of any reputable practicing physician in this State showing applicant to be free from disease; fixing the maximum fee for examination; providing a penalty, and declaring an emergency."

Amended by striking out the enacting clause.

H. B. No. 150, A bill to be entitled "An Act creating and incorporating the New Home Independent School District, in Lynn County, Texas, out of territory now comprising the New Home Common School District No. 12, in Lynn County, Texas; defining the boundaries thereof; providing for a board of trustees thereof, and defining their powers and authority; authorizing such board of trustees to levy, assess and collect taxes for maintenance and building purposes and to issue bonds therefor; providing for an assessor and collector of taxes and board of equalization for said district; providing for the validation of all outstanding obligations and indebtedness of the said New Home Common School District No. 12, especially validating the bond election held in said New Home Common School District No. 12, and all orders in pursuance thereof, said election being held on the 5th day of July, A. D. 1924, making the bonds issued in pursuance of said election a valid and binding indebtedness by the New Home Independent School District; validating and continuing in force all taxes and bonds heretofore issued or ordered issued and voted, and all taxes and bonds that are now in force in said district; providing that the title to all property in said territory be divested out of the New Home Common School District No. 12 and vested in New Home Independent School District as created by this Act; providing for the election and terms of office of trustees of said district, and filling vacancies on said board; providing for a seal for said district; providing that said trustees shall be governed by the General Laws of Texas in all matters where this Act is silent; repealing all laws and parts of laws in conflict therewith; providing that invalidation by the courts

of any portion of this Act shall not invalidate any remaining portions, and declaring an emergency."

H. B. No. 7, A bill to be entitled "An Act creating and incorporating French Independent School District in Jefferson County, Texas; defining its boundaries; prescribing the manner of changing and modifying the boundaries of said school district; conferring upon said school district, except as otherwise provided in this Act, all the rights, powers, privileges and duties as are conferred and imposed by the General Laws of the State of Texas upon independent school districts; providing for a board of trustees to consist of five persons, and prescribing the qualifications and terms of office for members thereof; vesting said trustees and board of trustees, except as otherwise provided in this Act, with all the rights, powers, privileges and duties as are conferred and imposed by the General Laws of this State upon trustees and boards of trustees of independent school districts; vesting the management and control of the public free school in said school district in the board of trustees as provided in this Act; providing for the election of a board of trustees and their successors in office; providing that said board of trustees shall be a body politic and corporate in law, and as such may contract and be contracted with, may sue and be sued, may contract and be impleaded, and may receive any gift, grant, donation or devise made to and for the use and benefit of the public free schools in said school district; vesting in said school district, its board of trustees and their successors in office with absolute title to all properties and school funds heretofore vested in, belonging to and accrued to the heretofore existing Common School District No. 5 of Jefferson County, Texas; validating all bond and maintenance taxes heretofore voted, authorized and levied in and for said heretofore existing school district and continuing the same in full force and effect until modified or abolished as provided in this Act; validating all bonds authorized, issued and assumed by and upon behalf of said heretofore existing school district; providing that this Act shall not impair or invalidate any bonds, contracts, obligations and debts of said heretofore existing school district; providing that all

bonds, contracts, obligations and indebtedness valid and binding obligations upon said school district as created by this Act, and that same shall be assumed, paid off and discharged by this school district as created by this Act; providing for an assessor and collector of taxes and the compensation and fees that shall be paid thereunder; providing for a secretary of said board of trustees and the compensation to be paid thereunder; providing for suitable offices, books, furniture and office equipment for said secretary and said assessor and collector of taxes; providing for the transportation of school children; providing that this Act shall, except as herein otherwise provided, be cumulative of all the General Laws of the State of Texas applicable to independent school districts, and that in case of conflict the provisions of this Act will and shall control; repealing all laws of this State in so far as they are or may be in conflict with this Act; providing that in case any clause, section or sections of this Act shall be held by the courts to be unconstitutional or ineffective, such decision by the courts shall not affect or invalidate the remaining sections and provisions of this Act, and declaring an emergency."

H. B. No. 131, A bill to be entitled "An Act to create the Liberty Independent School District in Bailey County, Texas, out of territory now comprising Common School District No. 3 of Bailey County, as heretofore created by the county board of trustees thereof, vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas; providing that the said Liberty Independent School District shall assume and discharge any and all indebtedness constituting valid and binding obligations of said Common School District No. 3 of Bailey County; providing that title to any and all property of said common school district shall be vested in the trustees of independent school district hereby created; validating and continuing in force any and all taxes heretofore voted and now in force in such common school district; providing that the board of trustees of the existing school in said district shall continue to act as such until their

successors are elected and qualified in accordance with the General Laws of Texas, and declaring an emergency."

H. B. No. 158, A bill to be entitled "An Act creating the Eli Independent School District in Hall County, Texas; defining its metes and bounds; providing a board of trustees therefor for raising revenue and issuing bonds; vesting it with the rights, powers and duties of districts incorporated for school purposes only under the General Laws of the State of Texas; providing for the assumption of the outstanding bonds of the Eli Common School District, and declaring an emergency."

H. B. No. 106, A bill to be entitled "An Act to amend Article 2894, Revised Statutes of 1911, reducing the free school age of six years and removing the maximum limit of free school age."

H. B. No. 126, A bill to be entitled "An Act to amend Chapter 1, Title 29 of the Revised Civil Statutes of the State of Texas, 1911, as amended by Chapter 80, General Laws, Regular Session, Thirty-eighth Legislature, relating to the auditing of books, records and accounts of district, county and precinct officers, agents and employes and institutions maintained by the county, and declaring an emergency."

H. B. No. 159, A bill to be entitled "An Act adding to and making a part of the Birome Independent School District of Hill County, Texas, certain lands and territory contiguous thereto, conferring upon the board of trustees of the said Birome district the authority and jurisdiction over such lands and territory and the inhabitants thereof as are prescribed in Chapter 22, Special Laws of Texas, passed by the Thirty-third Legislature, Regular Session, creating the Birome Independent District, and declaring an emergency."

H. B. No. 172, A bill to be entitled "An Act to create the Caddo Independent School District in Stephens County, Texas, including therein the present Caddo Common School District No. 10; providing a board of trustees therefor; vesting said independent school district board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the General Laws of Texas, and providing for a board of trustees to serve until the time for

the next election of school trustees provided by General Laws, and declaring an emergency."

H. B. No. 51, A bill to be entitled "An Act creating and incorporating the Wells Independent School District in Lynn County, Texas, out of territory now composing the Wells Common School District No. 25 in Lynn County, Texas; defining the boundaries thereof; providing for a board of trustees therefor and thereof, and defining their powers and authority; authorizing such board of trustees to levy, assess and collect taxes for maintenance and building purposes and to issue bonds therefor; providing for an assessor and collector of taxes and a board of equalization for said district; providing for the validation of all outstanding obligations and indebtedness of the said Wells Common School District No. 25, and the assumption of all such obligations and indebtedness by the Wells Independent School District; validating and continuing in force all taxes and bonds that are now in force in said district; providing that the title for all property in said district be divested out of Wells Common School District No. 25, and vested in Wells Independent School District as created by this Act; providing for the election and terms of office of the trustees of said district and filling vacancies on said board; providing for a seal for said district; providing that said trustees shall be governed by the General Laws of Texas in all matters where this Act is silent; repealing all laws and parts of laws in conflict herewith; providing that invalidation by the courts of any portion of this Act shall not invalidate any remaining portions, and declaring an emergency."

S. C. R. No. 12, A concurrent resolution "Extending an invitation to Dr. Hamilton Holt to deliver an address on the subject of 'The League of Nations,' with an amendment."

Respectfully submitted,

C. L. PHINNEY,
Chief Clerk, House of Representatives.

Senate Bill No. 39.

The Chair laid before the Senate, on third reading,

S. B. No. 39, A bill to be entitled "An Act to amend Chapter 97 of the General Laws of the State of Texas passed by the Thirty-third Legislature, found on page 183 of the Gen-

eral Laws of the State of Texas, passed by the Thirty-third Legislature at its Regular Session amending Article 4632 of Chapter 4 of Title 68 of the Revised Civil Statutes of the State of Texas of 1911 relating to the granting of divorces."

The bill was read third time and passed finally.

Senate Bill No. 31.

The Chair laid before the Senate, on third reading,

S. B. No. 31, A bill to be entitled "An Act to amend Article 7235, Chapter 6, Title 124, Revised Civil Statutes of Texas, 1911, as amended by Chapter 72, General Laws of the Thirty-third Legislature, and Chapters 26 and 99, General Laws of the Thirty-fourth Legislature, and Chapter 131, General Laws of the Thirty-fifth Legislature, and Chapter 10 of the Third Called Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 25 of the Acts of the Regular Session of the Thirty-sixth Legislature and Chapter 105 of the Acts of the Regular Session of the Thirty-sixth Legislature, and Chapter 50 of the General Laws of the Third Called Session of the Thirty-sixth Legislature, and Chapter 32 of the General Laws of the Regular Session of the Thirty-seventh Legislature, Chapter 10 of the General Laws of the First Called Session of the Thirty-seventh Legislature and Chapter 97 of the Regular Session of the Thirty-eighth Legislature with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include Willacy County."

The bill was read third time and passed finally.

Senate Bill No. 116.

The Chair laid before the Senate, on second reading,

S. B. No. 116, A bill to be entitled "An Act to amend paragraph No. 4 of Article 1422, Chapter 18 of the Penal Code of Texas (1911), as amended by the Thirty-third Legislature, regular term (1913), page 184 of the Acts of the Thirty-third Legislature relating to swindling; making certain facts prima facie evidence of fraudulent intent, and declaring an emergency."

The bill was read second time, and Senator Bowers offered the following amendment, which was read and lost.

Amend S. B. No. 16, as printed, page 2, as follows: Beginning on line 11, by striking out all after the word "check" down to and including line 16.

Senator Pollard offered the following amendment, which was read and adopted:

Amend S. B. No. 116, page 1, line 29, by striking out the word "property" and inserting in lieu thereof the word "proper."

Senator Floyd offered the following amendment:

Amend S. B. No. 116, page 2, line 12, by striking out the words "ten days" and insert in lieu thereof the words "thirty days."

Senator Pollard moved to table the amendment, which motion was lost.

The Floyd amendment was then adopted.

Senator Pollard offered the following amendment, which was read and adopted.

Amend S. B. No. 116, page 2, line 3, by striking out the word "or" after the word "has" and insert the word "not" in lieu thereof.

The bill, having been read second time, and

Senator Murphy moved that the bill be laid on the table subject to call, pending the report of a like bill from the House.

The motion was adopted.

House Bills Referred.

The Chair, Lieutenant Governor Miller, referred to committees, after their captions had been read first time, the following House Bills:

H. B. No. 150, referred to Committee on Educational Affairs.

H. B. No. 7, referred to Committee on Educational Affairs.

H. B. No. 131, referred to Committee on Educational Affairs.

H. B. No. 158, referred to Committee on Educational Affairs.

H. B. No. 106, referred to Committee on Educational Affairs.

H. B. No. 126, referred to Committee on State Affairs.

H. B. No. 159, referred to Committee on Educational Affairs.

H. B. No. 172, referred to Committee on Educational Affairs.

H. B. No. 51, referred to Committee on Educational Affairs.

Senate Bill No. 85.

The Chair laid before the Senate, on second reading.

S. B. No. 85. A bill to be entitled "An Act providing for the development and improvement of navigation of the inland and coastal waters of this State pursuant to Section 59 of Article 16 of the State Constitution; providing for the preservation and conservation of inland and coastal waters of this State under said constitutional provisions; providing for navigation districts; providing for the raising of the necessary funds, the issuance of bonds, and the levying and collection of necessary taxes for such purposes; providing all things necessary and incident to such purpose and subject."

The bill was read second time and passed to engrossment.

On motion of Senator Holbrook, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 85 put on its third reading and final passage, by the following vote:

Yeas—28.

Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Witt.
Parnell.	Wood.
Parr.	Woodward.

Absent.

Hardin of Erath. Miller.

Absent—Excused.

Bailey.

S. B. No. 85 was read third time and finally passed.

Senate Bill No. 82.

The Chair laid before the Senate, on second reading.

S. B. No. 82, A bill to be entitled "An Act to amend Sections 1 and 15 of Chapter 81 of the General Laws of the State of Texas, passed by the Fourth Called Session of the Thirty-fifth Legislature, approved

April 3, 1918, creating the Commission of Appeals of the State of Texas, as amended by Chapter 34, of the General Laws of the State of Texas, passed by the Second Called Session of the Thirty-sixth Legislature, approved July 25, 1919, as amended by Chapter 119 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-seventh Legislature, approved March 31, 1921, as amended by Chapter 154 of the General Laws of the State of Texas, passed by the Regular Session of the Thirty-eighth Legislature, approved March 30, 1923, extending the term of said Commission to the last Saturday in June, 1925, and providing for the appointment of judges for said extended term providing for the extension of the term of said Commission from the last Saturday in June, 1925, until the last Saturday in June, 1931, for the appointment of judges for said extended term; providing for the qualifications thereof and fixing the salaries of the same and the manner of payment thereof, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Fairchild, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 82 put on its third reading and final passage, by the following vote:

Yeas—28.

Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Witt.
Parnell.	Wood.
Parr.	Woodward.

Absent.

Hardin of Erath. Miller.

Absent—Excused.

Bailey.

S. B. No. 82 was read third time and passed finally.

Senator Fairchild moved to reconsider the vote by which S. B. No. 82 was finally passed for purpose of securing a record vote.

The motion was adopted.

S. B. No. 82 was then finally passed, by the following vote:

Yeas—27.

Berkeley.	Price.
Bledsoe.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Kaufman	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Witt.
Parnell.	Wood.
Parr.	Woodward.
Pollard.	

Absent.

Bowers. Miller.
Hardin of Erath.

Absent—Excused.

Bailey.

Recess.

Senator Stuart moved that the Senate adjourn until 10 o'clock tomorrow morning.

The motion was lost.

Senator Wood moved that the Senate recess until 2 o'clock today. The motion was adopted.

After Recess.

The Senate was called to order by Lieutenant Governor Miller.

Executive Message.

The Chair here laid before the Senate the following message from the Governor:

Austin, Texas, Jan. 29, 1925.

To the Texas State Senate.

Gentlemen: I ask the advice, consent and confirmation of the Texas State Senate of the following appointments:

W. D. Cowan, San Saba County, Commissioner Warehouse & Market.
E. J. Crocker, Grayson County, Labor Commissioner.

Leo Callan, Chairman, Menard County, Live Stock Sanitary Commission.

Dr. E. F. Jarrell, Smith County,
Live Stock Sanitary Commission.

Ceasar Kleberg, Kleberg County,
Live Stock Sanitary Commission.

J. W. Degan, Denton County,
Board of Regents of C. I. A.

C. U. Connellee, Eastland County,
Board of Regents of C. I. A.

Henry Schumacher, Harris County,
A. & M. Board of Directors.

W. C. Boyett, Brazos County, A. &
M. Board of Directors.

W. A. Wurzbach, Bexar County, A. &
M. Board of Directors.

Dr. T. W. Dee, Harris County,
State Board of Dental Examiners.

Dr. J. Bert Thomas, Hopkins
County, State Board of Dental Ex-
aminers.

Dr. D. C. Johnson, Cass County,
State Board of Dental Examiners.

✓ Hon. Marcellus Foster, full six
year term, Harris County, Regents of
University.

Hon. Ted Dealey, unexpired term
of Dr. Joe Wooten, Dallas, Regents
of University.

Hon. George W. Tyler, unexpired
term of W. S. Whaley, Bell County,
Regents of University.

Hon. S. C. Padelford, unexpired
term of Charles E. Marsh, Tarrant
County, Regents of University.

Hon. L. J. Truett, unexpired term
of Earl C. Hankamer, Collin County,
Regents of University.

Dr. William Cantrell, Hunt Coun-
ty, Board of Medical Examiners.

Dr. M. E. Daniel, Fannin County,
Board of Medical Examiners.

Dr. J. W. Pittman, Bell County,
Board of Medical Examiners.

Dr. T. J. Crowe, Dallas County,
Board of Medical Examiners.

Dr. J. M. Watkins, Caldwell Coun-
ty, Board of Medical Examiners.

Dr. H. C. Morow, Travis County,
Board of Medical Examiners.

Dr. Guy P. Sherrill, Bell County,
Board of Medical Examiners.

Dr. Cyrus N. Ray, Taylor County,
Board of Medical Examiners.

Dr. J. H. McLean, Tarrant Coun-
ty, Board of Medical Examiners.

Dr. H. W. Cummins, Robertson
County, Board of Medical Examiners.

Dr. J. M. Witt, McLennan County,
Board of Medical Examiners.

Respectfully submitted,

MIRIAM A. FERGUSON,

Governor.

Senate Bill No. 3.

The Chair laid before the Senate, on
second reading,

S. B. No. 3, A bill to be entitled
"An Act declaring all wild animals,
wild birds and wild fowls to be the
property of the people of this State;
to preserve, propagate, distribute, and
protect the wild game animals, wild
game birds and fowls, and wild birds
of this State; defining offenses, and
prescribing penalties for the violations
thereof providing for the issuance of
hunting licenses providing for the
appointment of deputy game, fish and
oyster commissioners; prescribing
their duties and compensations mak-
ing provisions for the creation of a
special game fund, and appropriating
the same for the purpose of carrying
out the provisions of this Act; repeal-
ing certain laws, and all laws, general
and special, in conflict herewith, and
declaring an emergency."

The committee report, with commit-
tee amendments, was adopted after
the amendements had been read.

Senator Floyd offered the following
amendment:

Amend S. B. No. 3, by striking out
all of Section 28, 29, 30, 31 and 32.

After discussion, Senator Wood
moved to table the amendment, which
motion to table was adopted.

Senator Wood moved that the bill
be made a special order for Monday
morning immediately after the morn-
ing call.

The motion was adopted.

Bills and Resolutions.

(By Unanimous Consent.)

By Senator Parr:

S. B. No. 185, A bill to be entitled
"An Act providing for the licensing
of chiropractors, for registering license
granted to chiropractors and certain
sworn statements required to be made
by chiropractors, and providing for the
duty of the county clerk in reference
thereto; providing for the introduc-
tion of certain records and certain
copies thereof in evidence and the
effect of such evidence; defining the
practice of chiropractic; providing for
penalties for the violation of this Act;
providing for and creating a State
Board of Chiropractor Examiners, its
appointment, and defining the power
and duties of such board; providing
for the qualification of its members,
their term of office, the election of its
officers, its meeting and the keeping
of certain records pertaining to its

proceedings; providing for fees to be paid by applicants for license and by licensed chiropractors; the disposition to be made of such fees, the suspending of licensees' licenses upon failure to pay certain fees; providing for the subject in which applicants for licenses shall be examined, those entitled to examination and the manner of conducting such examination; providing for the right to practice chiropractic in the State of Texas and the making of death and other certificates; providing for the refusal of the right to practice chiropractic to certain classes of persons; providing for the revocation of license to practice chiropractic to certain classes of persons; defining the word "Board" as used in this Act; providing for the preservation of several sections of this law; defining who is a practitioner of chiropractic and what is the chiropractic science; providing for penalties for the violation of this Act; providing for reciprocity; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Public Health.

By Senator Parr:

S. B. No. 186, A bill to be entitled "An Act repealing Section 1 to 14, both numbers inclusive, of Chapter 115 Special Laws enacted by the Regular Session of the Thirty-third Legislature, approved March 31, 1913, and Chapter 114, Acts Thirty-fifth Legislature 1917, same being an Act creating more efficient road system for Zavalla County, Texas; adopting for said county the General Laws of the State in relating to the issuance of bonds for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turn-pikes or in aid thereof; validating Road District No. 4 and bond elections heretofore held, and declaring an emergency."

Read first time and referred to Committee on Highways and Motor Traffic.

By Senators Parr, Wirtz and Bowers:

S. B. No. 187, A bill to be entitled "An Act to amend Article 6758, Title 116 of the Revised Civil Statutes of the State of Texas as amended by Chapter 144, printed Acts of the Regular Session of the Thirty-sixth Legislature; providing that the Ranger force shall be under the command of and operated under the direction of the Governor acting by and through

the Adjutant General, and defining the purposes for which rangers may be used and making the acts done by rangers, except in this Act provided illegal and void, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Hardin of Erath:

S. B. No. 188, A bill to be entitled "An Act to provide for children born out of wedlock and to take the name of its father, and to provide for maintenance and support and providing a penalty for failure thereof, and prescribing rules and regulations, and providing for an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Hardin of Erath:

S. B. No. 189, A bill to be entitled "An Act re-organizing the State of Texas into supreme judicial districts for the purpose of constituting and organizing courts of civil appeals therein; creating the Eleventh Judicial District of Texas, with Eastland as the site of said court; providing for the appointment and qualification of the judges of said Eleventh Supreme Judicial District, and other officers thereof; providing for the transfer of cases and regulating appeals from the lower courts of the counties constituting said Eleventh Supreme Judicial District of Texas, and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senator Pollard:

S. B. No. 190, A bill to be entitled "An Act to amend Section 6, of Chapter 74, General Laws of the Second Called Session of the Thirty-sixth Legislature, and creating the sand, gravel and shell fund, providing for refund of taxes paid on marl, gravel, shell, or mudshell, by any county, city or town, or the State Highway Commission, and providing for the enforcement of the provisions of the sand, shell and gravel law, and for the establishment and maintenance of fish hatcheries, and repealing of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Fairchild and Triplett:

S. B. No. 191, A bill to be entitled "An Act amending Chapter 46 of the General Laws of Second Called Session of the Thirty-eighth Legislature

authorizing steam or electric railway companies, street railway companies, interurban railway companies and other chartered transportation companies, sleeping car companies, or persons or association of persons operating the same, or the receivers or lessees thereof, or their officers, agents, or employes, to issue free transportation to ministers of religion in this State when making intrastate trips; defining ministers of religion, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Fairchild:

S. B. No. 192. A bill to be entitled "An Act providing for permanent first grade certificates; providing for the employment of teachers who have been engaged ten years in teaching a special subject, without requiring that they have certificates; providing for the issuance of emergency certificates; providing for the issuance of permits to teach trades; making this Act cumulative of other laws, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

Executive Session—Time Set For.

Senator Strong moved that the Senate go into executive session tomorrow morning at 11 o'clock.

The motion was adopted.

Senate Bill No. 72.

The Chair laid before the Senate, on second reading,

S. B. No. 72, A bill to be entitled "An Act to amend Section 1 and Section 5 of Chapter 16 Acts of the Regular Session of the Thirty-fifth Legislature as amended by Chapter 58 Acts of the Regular Session of the Thirty-fifth Legislature constituting the judges of the district courts and county judges of counties of certain population a juvenile board of such county and prescribing the powers and duties of such board, including officers and providing for the payment of compensation for such officers and allowing the said district judges an additional salary to be paid out of the general fund of such county; providing for the fixing of such additional salary by the commissioners' court of such counties, and declaring an emergency."

The bill was read second time and ordered engrossed.

Senate Bill No. 88.

The Chair laid before the Senate, on second reading,

S. B. No. 88, A bill to be entitled "An Act to amend Article 3903, Revised Civil Statutes of 1911, as amended by the Acts of the Thirty-seventh Legislature at its Regular Session, Chapter 96 of the General Laws, relating to the appointment and compensation of deputies and assistants of certain district and county officers and providing for appointment and compensation from county funds of special deputy district clerks in counties of two hundred thousand population or more and containing a city of over one hundred and sixty thousand inhabitants and in which counties there are more than one district court so as to provide additional compensation upon approval of the commissioners' court upon certain conditions and after certain length of service and providing for payment from fees of office only and repealing all laws in conflict herewith."

Senator Murphy offered the following amendment, which was read and adopted.

Amend S. B. No. 88 by striking out all above the enacting clause and inserting in lieu thereof the following:

S. B. No. 88, A bill to be entitled "An Act to amend Article 3903, Revised Civil Statutes of 1911, as amended by the Acts of the Thirty-seventh Legislature at its Regular Session, Chapter 96 of the General Laws, relating to the appointment and compensation of deputies and assistants of certain district and county officers and providing for appointment and compensation from county funds of special deputy district clerks in counties of two hundred thousand population or more and containing a city of over one hundred and sixty thousand inhabitants and in which counties there are more than one district court, so as to provide additional compensation upon approval of the commissioners' court upon certain conditions and after certain length of service and providing for payment from fees of office only and repealing all laws in conflict herewith."

Senator Murphy offered the following amendment, which was read and adopted:

Amend S. B. No. 88 by striking out all below the enacting clause and inserting the following:

Section 1. That Article 3903 of the Revised Civil Statutes of Texas of 1911, as amended as set forth in the title hereof, be and the same is hereby amended so as to hereafter read as follows:

Article 3903. Whenever any officer named in Article 3881 to 3886 shall require the services of deputies or assistants in the performance of his duties, he may apply to the county commissioners' court of his county for authority to appoint such deputies or assistants, setting out by sworn application the number needed, the positions sought to be filled, and the amount to be paid. Said application shall be accompanied by a statement showing the probable receipts and disbursements of the office; and said court may make its order authorizing the appointment of such deputies and fix the compensation to be paid them and determine the number to be appointed, provided that in no case shall said commissioners' court or any member thereof attempt to influence the appointment of any person as deputy or assistant in any office. Upon the entry of such order, the officers applying for such deputies shall be authorized to appoint them as now provided by law, provided that said compensation shall not exceed the maximum amounts hereinafter set out. In counties having a population in excess of one hundred thousand inhabitants, the district attorney in the county of his residence or the county attorney, where there is not a district attorney, shall be allowed by order of the commissioners' court of the county where such official resides such amount as said court may deem necessary to pay for the proper administration of the duties of such office, not to exceed seventy-five dollars per month; such amount to be allowed upon affidavit of said district or county attorney showing a necessity for such expenses and for all the amounts so incurred. Said commissioners' court may also require any other evidence as it may deem necessary to show the necessity of such expenditure, and its judgment in allowing same shall be final.

The maximum compensation which may be allowed for deputies or assistants to the officers named

in said Articles 3881 to 3886 for their services, shall be as follows, to-wit:

First assistant or chief deputy not to exceed eighteen hundred dollars per annum; other assistants or deputies not to exceed fifteen hundred dollars per annum each,

Provided, that in counties having a population of from thirty-seven thousand five hundred to one hundred thousand inhabitants, the maximum compensation which may be allowed such deputies or assistants for their services shall be as follows, to-wit:

First assistant or chief deputy not to exceed twenty-one hundred dollars per annum; heads of such department not to exceed eighteen hundred dollars per annum each; other deputies or assistants not to exceed fifteen hundred dollars per annum each.

Provided, that in counties having a population of from thirty-seven thousand five hundred to one hundred thousand, and containing a city of over twenty-five thousand, the maximum compensation that may be allowed such deputies or assistants for their services shall be as follows, to-wit:

First assistant or chief deputy not to exceed twenty-four hundred dollars per annum; heads of each department not to exceed twenty-one hundred dollars per annum each, other deputies or assistants not to exceed eighteen hundred dollars per annum each.

Provided, that in counties having a population in excess of one hundred thousand inhabitants the maximum compensation that may be allowed such deputies or assistants for the services shall be as follows, to-wit:

First assistant or chief deputy not to exceed twenty-four hundred dollars per annum, provided the commissioners' court may increase said amount to not exceed a rate of three thousand dollars per annum, where a necessity therefor is shown, and where the person to be appointed has been previously the head of a department for not less than one year, or has been in the continuous service of the county for a period of not less than two years.

Heads of departments may be allowed by the court when in their

judgment such are necessary, not to exceed a rate of twenty-four hundred dollars per annum, when such heads of departments sought to be appointed shall have previously served the county for not less than two continuous years. Other heads of departments shall receive not to exceed twenty-one hundred dollars per annum; provided, that no head of a department shall be created except where the person sought to be appointed is to be in actual charge thereof, with deputies or assistants under his supervision, or a department approved by the court, and only in offices capable of a bona fide subdivision into departments.

Deputies or assistants other than above provided for may be allowed, the number to be determined by the commissioners' court, and their salaries based as far as possible on a graduated scale according to service, ability and qualifications. Fifty per cent of the number so appointed may be authorized at a rate not to exceed twenty-one hundred dollars per annum, provided such rate shall be allowed only to deputies in service for two years or more, and all others so appointed at a rate not to exceed eighteen hundred dollars per annum.

Provided further, that in determining the number of inhabitants in each of the instances heretofore mentioned, the number of inhabitants as shown by the last United States census shall control.

The county commissioners' court in each order granting authority to appoint deputies or assistants shall state the number of deputies or assistants authorized and the amount of compensation to be allowed each deputy or assistant, which compensation shall be paid out of the fees of the office to which such deputies or assistants may be appointed and assigned, and shall not be included in estimating the maximum fees of the officers prescribed in said Article 3881 to 3886. The salaries referred to shall not be paid by the county, but are to be paid out of the fees of the office in the following manner:

First, out of any current fees collected, and second, if such fees are not sufficient, then out of any delinquent fees collected which are due the county after all legal deductions are made and if there be any bal-

ance remaining after payment of the maximum fee, compensation and excess fees due such officer or officers and the compensation of such deputy or deputies, such balance shall be paid to the county treasurer.

Provided, however, that nothing in this Act shall be construed to repeal H. B. No. 196, passed by the Regular Session of the Thirty-sixth Legislature, same being known as Chapter 47, of the Acts of the Regular Session of the Thirty-sixth Legislature, page 83, and any Acts amendatory thereof, relating to fixing salaries of district attorneys, their deputies, assistants and stenographers in counties having a population of more than one hundred thousand.

Provided, that in counties of two hundred thousand inhabitants and over containing a city with a population of over one hundred and sixty thousand inhabitants according to the last United States census, and in which counties there are more than one district court, including criminal district courts, the clerk of the district courts shall appoint a special deputy for each such court when directed so to do by the judge of any court, except in instances where there is one now already provided for by law; provided further than any such special deputy shall be paid out of the general fund of the county, a salary not in excess of the maximum salary per annum provided for deputies now by law, payable monthly, and such compensation shall not be paid out of the fees or compensation of the district clerk, and shall not be taken into consideration in arriving at the maximum compensation and excess fees allowed the clerk of the district courts.

Sec. 2. All laws or parts of laws in conflict herewith, except as expressly herein provided, are hereby repealed.

The bill, having been read second time, was ordered engrossed.

Senate Bill No. 114.

The Chair laid before the Senate, on second reading,

S. B. No. 114, A bill to be entitled "An Act to repeal Section 506 of Chapter 5, Title 14, Revised Statutes of 1911, and declaring an emergency."

The bill was read second time and, on motion of Senator Holbrook, the bill was laid on the table, subject to call.

S. C. R. No. 14..

By Fairchild, Holbrook, Triplett:
Be it Resolved by the Senate of Texas, the House of Representatives concurring, That an invitation be and is hereby extended to Mrs. Cora Wilson Stewart of Frankfort, Ky., to address a joint session of the Legislature in the House Chamber at 11 a. m., Tuesday, February 3, 1925, on the question of illiteracy and legislative measures in reference thereto.

The resolution was read and adopted.

Senate Bill No. 89.

The Chair laid before the Senate, on second reading,

S. B. No. 89, relating to Golden Independent School District.

Senator Pollard moved that the bill be laid on the table, subject to call.

Adjournment.

On motion of Senator Wood, the Senate, at 2:45 o'clock p. m., adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Concurrent Resolution Signed.

The Chair, Lieutenant Governor Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following resolutions:

S. C. R. No. 11.

S. C. R. No. 8.

Petitions and Memorials.

The Chair laid before the Senate, and caused to be read, a telegram from S. H. Cowan, Ft. Worth, urging favorable action on Ferguson impeachment, if possible.

The Chair laid the following telegram before the Senate:

Ft. Worth, Texas, Jan. 29, 1925.

Hon. John Davis, Austin, Texas:

I feel sure the farmers, laborers and wives are with you on Child Hygiene. Cut out appropriation.

J. A. KINARD.

Committee Reports.

Committee Room,

Austin, Texas, Jan. 29, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 94, A bill to be entitled "An Act authorizing legislative bodies of incorporated cities and towns to provide for the promotion of health, safety, morals and general welfare of the community; to regulate and restrict the size, kind and character of buildings; the dimensions of lots, yards, etc.; the density of population and the location and use of buildings for trade, industries, residences, or other purposes; providing that said municipal legislative bodies may subdivide the municipality into districts to carry out the purposes of this Act, and within such districts to regulate construction and alteration of buildings, and the use of land thereof contained to facilitate the adequate provision of transportation, water, sewerage, schools and parks, and to promote the health and general welfare; providing the method of procedure whereby such legislative bodies shall establish regulations and restrictions to carry out the purpose of this Act; providing the manner and method of making changes in such regulations and restrictions; providing for the creation of a zoning commission and defining its powers and duties; providing for a board of adjustment and defining its powers and duties; prescribing the remedy to be pursued in case of violation of this Act or any ordinance or regulation made under authority conferred thereby; describing the manner of construing this Act with relation to other laws, ordinances and regulations; providing for the repeal of laws or parts of laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and making the following amendments:

Add the enacting clause after the Caption and before Section 1, and adding the Caption to the back of the bill.

STUART, Chairman.

Committee Room,

Austin, Texas, Jan. 29, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 95, A bill to be entitled "A Act to regulate the platting and subdivision of land and the sales of small lots of land in cities and towns and within three miles thereof, requiring the approval of plats by the city or town, providing penalty for the sale of land without such approval, prohibiting the recording by the county clerk of deeds and plats without the approval by the city or town, and prescribing penalties therefor, providing that all laws or parts of laws in conflict therewith are thereby repealed, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and amending the bill by placing the Caption on the back thereof.

STUART, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, Jan. 29, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 81, A bill to be entitled "An Act to amend Subdivision 2 of Section 7 of the Chapter 83 of the Acts of the Regular Session of the Thirty-fifth Legislature approved March 16, 1917, relating to the prospecting for and the development of minerals and other substances in the public lands, islands, waters, river beds and channels owned by the State, and providing for the securing and payment for all permits for lease of said lands, especially bays, marshes, reefs, salt-water lakes and submerged lands, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

Peal, Chairman; Lewis. Beikelev, Wood, Moore of Cooke, Moore of Hunt.

Committee Room,

Austin, Texas, Jan. 28, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

S. B. No. 169, A bill to be entitled "An Act to provide for the organization and government of water control and improvement districts under and in accordance with the provisions of Section 52 of Article 3 of the Constitution, and or, under and in accordance with the provisions of Section 59 of Article 16 of the Constitution, providing such districts may have and exercise all the authority and privileges provided by the Constitution, providing the manner of organizing and operating, issuing notes and bonds, incurring debts, levying taxes and assessments to pay bonds and debts and interest and charges thereon and operating expenses, and having such debts and bonds approved and validated, including the validation of proceedings of organization and issuance of bonds by such districts and by water improvement and irrigation districts becoming or being converted into such water control and improvement districts. Providing such districts may acquire water rights and other property and buy, acquire or construct improvements, reservoirs, dams, canals, levees, drainage ditches, and any and all rights, properties or things incident to the control and improvement of rivers, streams, creeks, and water courses and supplies, and including all the rights and privileges and functions provided for by the Constitution, providing such districts may contribute to or receive contributions from any person, municipal corporation, county, district, water improvement district or improvement district that such contributions may be made upon a definite percentage or fixed or determined basis and may be made by any such person or organization. Providing for the election and the appointment of five directors and the officers and employes of a district and their qualifications and bonds and oaths, and the duties and authority thereof, the manner of incurring debts and issuing notes and bonds and levying and assessing taxes on all property in a district subject to taxation to pay such debts and operating expenses including organization and incidental expenses. Providing for receipt and expenditures of funds, selection of depositories, sale of water, including and excluding lands, and the management and operation and conduct

of such districts, the consolidation of districts, joint operation of two or more districts in construction of improvements, and provisions for the government, control and operation thereof.

Providing that irrigation and water improvement districts may be converted into water control and improvement districts. Providing the method of organizing districts in cities and towns. Providing this Act shall not in any manner affect or repeal other laws providing other methods of organizing districts nor repeal or affect laws providing for the organization of water improvement districts, levee improvement districts or drainage districts, but that this Act shall apply to and affect only districts organized hereunder or converted into water control and improvement districts under the provisions hereof, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BLEDSON, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 38, A bill to be entitled "An Act amending Article 695a of the Penal Code of the State of Texas, relating to the pollution of water courses and other bodies of water, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 161, A bill to be entitled "An Act to repeal Article 791 of the Code of Criminal Procedure of 1911 of the State of Texas, relating to the testimony of principals, accomplices and accessories."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 153, A bill to be entitled "An Act defining negligent assault and negligence; making it an offense to negligently injure the person or property of another, affixing a punishment therefor, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 154, A bill to be entitled "An Act to amend Article 790 of the Code of Criminal Procedure of 1911 of the State of Texas by omitting therefrom the following: 'Provided that where there are two or more persons jointly charged or indicted, and a severance is had, the privilege of testifying shall be extended only to the person on trial.'"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 53, A bill to be entitled "An Act to amend Article 3691 of the Revised Statutes of the State of Texas, by adding that conviction of a felony should not disqualify a witness from testifying."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 115, A bill to be entitled "An Act to amend Title 8, Chapter 7 of the Code of Criminal procedure of the State of Texas of 1911, by adding thereto Article 787a, providing that no evidence obtained by any officer or person by the violation of any provision of the Constitution or Laws of the State of Texas, shall be admitted in evidence against the accused on the trial of any criminal case, and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

WARD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 183, A bill to be entitled "An Act making appropriations for the support and maintenance of the State government for the two year period beginning September 1, 1925, and ending August 31, 1927, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

Have had same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

DAVIS, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. C. R. No. 13 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 31 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 90 carefully examined and compared and find the same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 8 carefully examined and compared and find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, Jan. 29, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills have had S. C. R. No. 11 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:45 o'clock a. m. presented same to the Governor for her approval.

FLOYD, Chairman.

FIFTEENTH DAY.

Senate Chamber,
Austin, Texas,
Friday, January 30, 1925.
The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Berkeley.	Floyd.
Bledsoe.	Hardin of Kaufman
Bowers.	Holbrook.
Davis.	Lewis.
Fairchild.	Miller.